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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/694,452	10/23/2000	Michael Thomas Brady	BLD9-2000-0056US1	9596

22865 7590 01/15/2003

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EXAMINER

NGO, CHUONG D

ART UNIT	PAPER NUMBER
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2124

DATE MAILED: 01/15/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/694,452

Applicant(s)

BRADY ET AL.

Examiner

Chuong D Ngo

Art Unit

2124

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 18 November 2002.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-49 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-49 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                             | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____  |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)         | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ | 6) <input type="checkbox"/> Other: _____                                    |

## **DETAIL OF ACTION**

1. Claims 1-11 and 36-49 stand rejected under 35 U.S.C. 102(b) as being clearly anticipated by Dierke (5,854,757).

Dierke discloses in cols. 3-7 a fast discrete cosine transform including arranging transform equations into at least one collection (transform matrix  $T$ ) of at least two discrete transform equations (each row of the transform matrix corresponding to a discrete transform equations) and having at least two transform constants, and independently scaling the transform constants for each collection with a scaling term ( $S$ ). The scaling terms are chosen to simplify the transform equations and enable the scaled transform constants ( $N$ ) to be represented by sums of power of 2 terms inherently with an error within a predetermined error allowance.

2. Claims 12-35 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Dierke (5,854,757).

It is noted that Dierke does not disclose a use of the data processing in a data compression system, especially in a printer. However, since the use of discrete cosine transform in a compression system is well-known in the art, a person of ordinary skill in the art would have found it an obvious application to use the discrete cosine transform as taught by Dierke in a data compression system and in a printer as claimed in order to reduce circuitry and processing time.

3. Claims 1-49 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Pineda (5,701,263) in view of Mattela et al. (5,781,239).

As per claims 1-11 and 36-49, Pineda discloses in cols. 3-5 a fast discrete cosine transform processing including arranging transform equations into at least one collection (transform matrix) of at least two discrete transform equations (each row of the transform matrix corresponding to a discrete transform equations) and having at least two transform constants, and independently scaling the transform constants for each collection with a scaling term ( $P_u$ ). The scaling terms are chosen inherently according to a predetermined cost function. It is noted that Pineda does not disclose the scaled transform constants ( $T_{xu}$ ) represented by sums of power of 2 terms. However, Mattela et al. suggests in figure 16 and in col. 15, lines 50 - col. 16 line 18 the representations of the scaled transform constants by sums of power of 2 terms in order to perform multiplications by simple shift/add operations. Thus it would have been obvious to a person of ordinary skill in the art to represent the scaled transform constants ( $T_{xu}$ ) of Pineda by sums of power of 2 terms for performing multiplications by simple shift/add operations as taught by Pineda in order to reduce circuitry and processing time.

As per claims 12-35, the combination of Pineda and Mattela et al. do not disclose a use of the discrete cosine transform processing in a data compression system, especially in a printer. However, since the use of data transform in a compression system is well-known in the art, a person of ordinary skill in the art would have found it an obvious application to use the data processing as taught by combined references in a data compression system and in a printer as claimed in order to reduce circuitry and processing time.

4. Applicant's arguments filed 11-18-2002 have been fully considered but they are not persuasive because the claims only require the transform equations to be arranged into at least one collection, the applied references clearly arranging transform equations into at least one collection (transform matrix) of at least two discrete transform equations (each row of the transform matrix corresponding to a discrete transform equations) and having at least two transform constants as claimed. Further, the claims do not require all transform constants in the collection to be scaled by the same constant. Indeed, the claims only require each discrete cosine transform constants to be scaled by one of the discrete cosine transform constants. This requirement is clearly met by both Dierke and Pineda as explained in the last Office action. Further, it should be note that any number that represented in binary for digital processing is also represented in sums of powers-of-2.

5. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chuong D. Ngo whose telephone number is (703) 305-9764. The examiner can normally be reached on Monday-Friday from 7:30 AM to 6:00 PM.


The fax phone number for the organization where this application or proceeding is assigned are as follows:

Serial No: 09/694,452  
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(703) 746-7238	(After Final Communication)
(703) 746-7239	(Official Communication)
(703) 746-7240	(For Status inquiries, draft communication)

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.



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Chuong D. Ngo  
Primary Examiner  
Art Unit 2124

01-10-03.